

JUDGE JOHN H. CHUN
Trial Date: October 11, 2022

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
TACOMA DIVISION

METROPOLITAN GROUP PROPERTY
AND CASUALTY INSURANCE
COMPANY,

Plaintiff,

v.

AUSTIN FITE,

Defendant,

and

AUSTIN K. FITE, as individually,

Plaintiff,

vs.

METROPOLITAN GROUP PROPERTY
AND CASUALTY INSURANCE
COMPANY AND METROPOLITAN
PROPERTY AND CASUALTY
INSURANCE COMPANY, registered foreign
insurers doing business within the State of
Washington; and "JOHN AND JANE DOES"
1-10,

Defendants

NO. C 3:20-cv-05697 JHC

STIPULATED MOTION FOR BRIEF
EXTENSION OF DISCOVERY
MOTION DEADLINE AND
DISCOVERY CUTOFF

**NOTED FOR CONSIDERATION:
MONDAY, MAY 16, 2022**

STIPULATED MOTION FOR BRIEF EXTENSION OF
DISCOVERY MOTION DEADLINE AND DISCOVERY CUTOFF
CAUSE NO. C20-5697 JHC - 1

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1 The parties jointly stipulate and move the court for an Order granting a modest extension
2 of the dates for the filing of all motions related to discovery and for the completion of discovery
3 which under the current case schedule are set for May 16, 2022 and June 13, 2022. The parties
4 request that the Court enter an Order on the parties' stipulation extending the date for filing of all
5 motions related to discovery to June 15, 2022 and extending discovery cutoff in this case to July
6 7, 2022. The parties at this time are not requesting any other extension of the deadlines set forth
7 within the current case schedule which was issued by the Court on October 25, 2021.

8
9 Good cause exists for this extension because Metropolitan still needs to provide promised
10 supplementation to its answers to Plaintiff's Interrogatories and Request for Production, as well
11 an appropriate privilege log relating to its original answers and any supplemental responses.

12 It has been agreed by the parties that that supplementation shall occur on or about
13 May 23, 2022, after the date currently set for the filing of motions relating to discovery. As it is
14 unknown until such supplementation is provided as to whether or not discovery issues will
15 remain to exist to be resolved by the Court, it is requested that there be a modest extension of the
16 deadlines discussed above.

17 Additionally, until such supplementation has occurred, and such additional information is
18 provided to plaintiff's expert, Gary Williams, he will be unable to finalize his opinion in this
19 case. Once Mr. Williams' opinions have been finalized, the defense has expressed an intent to
20 take his deposition at that time, thus necessitating an extension of discovery cutoff deadline in
21 this case.

22
23 Also, counsel for Mr. Fite needs the supplemental information promised by Metropolitan
24 in order to make a determination as to whether they will note the depositions of Metropolitan
25 claims handling personnel. Given the current schedules of the counsel for both parties,

1 additional time is needed beyond the current discovery cut-off date to ensure such tasks can be
2 completed.

3 Therefore, the parties submit that there is good cause for the modest extension of the
4 above-referenced deadlines, which would not materially affect the other deadlines in this case.
5 The parties respectfully ask the Court to grant the stipulated motion and provide these modest
6 extensions.

7 DATED THIS 16th day of May 2022

8
9 s/Paul A. Lindenmuth

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16 s/Joseph D. Hampton

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Attorneys for Metropolitan Group Property

And Casualty Insurance and Metropolitan

Property Insurance Company

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ORDER

The stipulated motion of the parties is GRANTED.

The date for filing of all motions related to discovery is continued from June 13, 2022, to July 7, 2022; and the date for discovery cutoff is continued from May 16, 2022 to June 15, 2022.

DATED THIS 23rd day of May, 2022.



JUDGE JOHN H. CHUN
UNITED STATES DISTRICT COURT JUDGE

CERTIFICATE OF SERVICE

I, **Thea Wescott**, hereby declare under the penalty of perjury under the laws of the State of Washington that the following is true and correct:

1. That I am over the age of 18 years of age, have personal knowledge of the facts herein, and am competent to testify thereto.

2. I am a paralegal working for *The Law Offices of Ben F. Barcus & Associates, PLLC*.

3. On May 16th, 2022, a true and correct copy of this document was sent via Email to the following:

Joseph D. Hampton, WSBA #15297
Michelle E. Skaurud, WSBA #48051
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DATED this 16th day of May, 2022, at Tacoma, Washington.

s/Thea Wescott
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